

WARRICK COUNTY COUNCIL RESOLUTION NO. 2020 - 04

EMERGENCY RESOLUTION OF THE COUNTY COUNCIL OF WARRICK COUNTY,
INDIANA WAIVING CERTAIN PROCEDURES DURING EMERGENCY
PURSUANT TO IND. CODE § 10-14-3-17(j)(5)

WHEREAS, Ind. Code § 10-14-3-17(j)(5) gives the County Council of Warrick County, Indiana (the "Council") the authority to waive certain procedures and formalities otherwise required by law in the event of a national security emergency or disaster emergency, as provided in Ind. Code § 10-14-3-12; and

WHEREAS, on March 6, 2020, the Governor the State of Indiana declared a public health emergency, pursuant to Executive Order 20-02 and Ind. Code § 10-14-3-12, as a result of the coronavirus disease 2019 ("COVID-19") outbreak in the United States and a confirmed report that a fellow Hoosier had contracted the virus; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency in connection with COVID-19; and

WHEREAS, the Governor of the State of Indiana has issued additional directives as the result of COVID-19, including Executive Order 20-04 which is a supplement to, and deemed to be a part of, Executive Order 20-02, that advised that public meetings of a governmental body of the State of Indiana, which includes the Council, should be limited to only essential matters and further suspended all specific statutory deadlines requiring governmental bodies to meet during the declared emergency; and

WHEREAS, on March 23, 2020, the Governor of the State of Indiana issued additional directives as the result of COVID-19, including Executive Order 20-09, which advised, in relevant part, that for the duration of the public health emergency, all governing bodies may meet by videoconference or by telephone conferencing so long as a quorum of members participate and any meeting is made available to members of the public and media; and

WHEREAS, certain steps need to be taken under these extraordinary circumstances to protect the health and safety of employees and citizens of Warrick County during the emergency while at the same time avoiding disruption of essential Warrick County government services to which the citizens of Warrick County are entitled to continue receiving during the emergency.

NOW, THEREFORE BE IT RESOLVED by the Council, as follows:

1. The procedures and formalities otherwise required by law are hereby waived for the statutory activities and functions of the Council pertaining to:
 - (A) the performance of public work;
 - (B) the entering into of contracts;
 - (C) the incurring of obligations;
 - (D) the employment of permanent and temporary workers;
 - (E) the use of volunteer workers;
 - (F) the rental of equipment;
 - (G) the purchase and distribution of supplies, materials, and facilities; and
 - (H) the appropriation and expenditure of public funds.
2. The President of the Council, Greg Richmond, (the "Council President") is hereby delegated the statutory authorities of the Council relating to those activities and functions described in Section 1.
3. The Council President is not obligated to take any action to fulfill a duty otherwise requiring the authority of the Council, except as the Council President, in his sole discretion, chooses to take, and shall be indemnified and held harmless by the Council as to all liability to third parties for any action or omission made pursuant to the authority delegated by this Resolution.
4. The Council President, Warrick County Treasurer, and Warrick County Auditor are hereby authorized to take all such actions and to execute all such instruments as are desirable to

carry out the transactions contemplated by this Resolution, in such forms as such person executes, the same shall be conclusively evidenced by the execution thereof.

5. This Resolution is effective immediately upon approval by the Council continuing thereafter until the expiration of the declared or any subsequent declared State of Indiana or national emergency related to COVID-19, or as otherwise may be determined by the Council President, in his sole discretion, whichever occurs first.

6. At the first public meeting of the Council held following the rescission or termination of the emergency, all actions taken by the Council President during said emergency shall be presented to the Council for the ratification of such action.

PASSED this 26th day of March, 2020.

Warrick County Council	
<div>DocuSigned by: <u>Greg Richmond</u> 3354AE3D073B4CA</div> <div>Greg Richmond, President</div>	<div>DocuSigned by: <u>Brad Overton</u> 5966D4EF4446405</div> <div>Brad Overton, Vice President</div>
<div><u>Charles R. Christmas</u> 82B10237F36A403</div> <div>Charles R. Christmas</div>	<div><u>David Hachmeister</u> 72A84DCDE5457</div> <div>David Hachmeister</div>
<div><u>(nay)</u></div> <div>Cindy Ledbetter</div>	<div><u>(nay)</u></div> <div>Ted Metzger</div>
<div><u>(nay)</u></div> <div>Richard Reid</div>	

ATTEST:

Deborah K. Stevens
Deborah K. Stevens, Auditor
Warrick County, Indiana